



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Shinsaku Takaoka  
Title: BACILLUS NATTO CULTURE EXTRACT  
Prior Appl. No.: 10/060,658, filed 01/30/2002  
Serial No.: Unassigned  
Filed: 01/22/2004

**CONTINUING PATENT APPLICATION**  
**TRANSMITTAL LETTER**

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

☒ Continuation    ☐ Division    ☐ Continuation-In-Part (CIP)

of the above-identified copending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

☐ Applicant claims small entity status under 37 CFR 1.27.

Enclosed are:

- ☒ Specification, Claim(s), and Abstract (15 pages).
- ☐ Assignment of the invention to N-Zyme Ceuticals.
- ☐ Small Entity statement.
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of \_\_\_\_ listed reference(s).
- ☒ Application Data Sheet (37 CFR 1.76).

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total	6	- 20	= 0	x \$18.00	= \$0.00
Claims:					
Independ	4	- 3	= 1	x \$86.00	= \$86.00
ents:					
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$290.00
Surcharge under 37 CFR 1.16(e) for late filing				+ \$130.00	= \$130.00
of Executed Declaration and late payment of					
filing fee					
				SUBTOTAL:	= \$1276.00
[ ] Small Entity Fees Apply (subtract ½ of above):					= \$0.00
				TOTAL FILING FEE:	= \$1,276.00

- [ ] A check in the amount of \$0.00 to cover the filing fee is enclosed.
- [ X ] The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.
- [ ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 22 January 2004

FOLEY & LARDNER

Customer Number: 22428

Telephone: (202) 672-5475

Facsimile: (202) 672-5399

By Steve Bent, Reg No 29768

for

Beth A. Burrous

Attorney for Applicant

Registration No. 35,087